

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

THIRTY-FOURTH DAY'S PROCEEDINGS

**Thirty-second Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, May 25, 2006

The House of Representatives was called to order at 9:00 A.M., by the Honorable Joe R. Salter, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Harris	Robideaux
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Chandler	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth

Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Total - 104		
	ABSENT	

Kennard
Total - 1

The Speaker announced that there were 104 members present and a quorum.

Prayer

Prayer was offered by Rev. David Lee Pulling.

Pledge of Allegiance

Rep. Badon led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Mrs. Sara Pulling sang *God Bless America*.

Reading of the Journal

On motion of Rep. Johns, the reading of the Journal was dispensed with.

On motion of Rep. Fannin, the Journal of May 24, 2006, was adopted.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 81—

BY REPRESENTATIVES DORSEY, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

A RESOLUTION

To commend and congratulate the Honorable Jalila Jefferson-Bullock of District No. 91 in New Orleans upon the celebration of the impending arrival of the newest resident of Louisiana.

Read by title.

On motion of Rep. Dorsey, and under a suspension of the rules, the resolution was adopted.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 101—

BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To urge and request the office of group benefits to conduct a second phase of study for gastric bypass surgery.

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Read by title.

On motion of Rep. Baldone, and under a suspension of the rules, the resolution was concurred in.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 88—

BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 11:1006(A)(1) and (B), relative to the Louisiana School Employees' Retirement System; to provide with respect to reemployment of retirees; to provide for limitation on earnings; to provide for payment to the system of amounts in excess of such limitation; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

SENATE BILL NO. 522—

BY SENATOR CHEEK

AN ACT

To enact R.S. 27:326, relative to the Video Draw Poker Devices Control Law; to provide with respect to promoting and encouraging the play of video draw poker devices; to provide for a restriction on the offering of food or beverages free of charge; to provide for applicability; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Waddell, the bill was returned to the calendar.

Suspension of the Rules

On motion of Rep. Toomy, the rules were suspended in order to call from the calendar Senate Bill No. 652 at this time.

SENATE BILL NO. 652—

BY SENATOR LENTINI

AN ACT

To enact R.S. 14:102.21 and to repeal R.S. 14:102.1(D), relative to criminal offenses; to provide relative to the criminal code and to offenses against the state; to provide relative to the prohibition of certain activities and the penalties provided therefor; to provide relative to offenses against animals and affecting the public sensibility; to create the crime of cockfighting; to provide relative to the prosecution of such crime; to provide for definitions; to prohibit transportation of certain animals for certain purposes; to prohibit certain activities related to cockfighting; to provide relative to penalties, conditions, and requirements; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

As a substitute motion, Rep. Toomy moved that the bill otherwise be referred to the Committee on Administration of Criminal Justice.

Rep. Hebert objected.

The vote recurred on the substitute motion.

By a vote of 35 yeas and 49 nays, the House refused to refer the bill to the Committee on Administration of Criminal Justice.

Under the rules, the above bill was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

House and House Concurrent Resolutions Reported by Committee

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE RESOLUTION NO. 12—

BY REPRESENTATIVE HEBERT

A RESOLUTION

To adopt House Rule 10.10 of the Rules of Order of the House of Representatives to require the tally of votes to be visible to each member in the chamber while voting.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Resolution No. 12 by Representative Hebert

AMENDMENT NO. 1

On page 1, after line 10, insert the following:

"BE IT FURTHER RESOLVED by the House of Representatives of the Legislature of Louisiana that the provisions of this Resolution shall become effective on June 20, 2006."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the resolution, as amended, was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 194—

BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to evaluate the impact of immigration on Louisiana laws and make recommendations to the legislature on those areas of laws which should be studied or make recommendations as to specific changes to existing laws or proposing the enactment of new laws, or both.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the resolution was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 206—

BY REPRESENTATIVE MARTINY

A CONCURRENT RESOLUTION

To continue and provide for the Louisiana Task Force on Indigent Defense Services.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Under the rules, the above resolution was engrossed and recommitted to the Committee on House and Governmental Affairs.

**Senate Concurrent Resolutions
Reported by Committee**

The following Senate Concurrent Resolutions reported by committee were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 59—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To nominate a portion of Drake's Creek in Vernon Parish for inclusion in the Louisiana Natural and Scenic Rivers System.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original Senate Concurrent Resolution No. 59 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 13, change "Whiskey" to "Ouiska"

AMENDMENT NO. 2

On page 2, line 2, change "Whiskey" to "Ouiska"

AMENDMENT NO. 3

On page 2, line 18, change "Whiskey" to "Ouiska"

AMENDMENT NO. 4

On page 2, line 23, change "Whiskey" to "Ouiska"

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the resolution, as amended, was ordered, as amended, passed to its third reading.

**House Bills and Joint Resolutions on
Second Reading Reported by Committee**

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 273—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:2259(A)(Option 4), relative to the Firefighters' Retirement System; to provide regarding the retirement benefit option allowing a member to designate a person to receive a predetermined amount of benefits; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

On motion of Rep. Schneider, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 300—

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 11:710(E), relative to the employment of certain retired members of the Teachers' Retirement System of Louisiana; to provide for the employment of certain retired members who were employed by a Louisiana public postsecondary education institution subject to certain limitations; to provide for benefits; to provide for the forfeiture of employer and employee contributions; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 300 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 6, after "contributions;" insert "to provide for effectiveness;"

AMENDMENT NO. 2

On page 1, line 15, after "E.(1)" delete "Notwithstanding Subsection A of this Section," and insert "As an alternative to returning to service pursuant to Paragraph (1) of Subsection A of this Section,"

AMENDMENT NO. 3

On page 1, line 17, change "R.S. 11:761" to "R.S. 11:761(A)(2) or 768(A)(2)"

AMENDMENT NO. 4

On page 1, line 17, after "reemployed" delete "within the twelve-month period" and insert "for a period not to exceed thirty-six months"

AMENDMENT NO. 5

On page 1, line 19, after "however," insert "during any year"

AMENDMENT NO. 6

On page 2, line 1, after "his" delete "retirement benefit in any month," and insert "final average compensation"

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AMENDMENT NO. 7

On page 2, at the end of line 3, insert "from such employment in any year"

AMENDMENT NO. 8

On page 2, line 4, after "his" delete "retirement benefit during any month." and insert "final average compensation."

AMENDMENT NO. 9

On page 2, at the beginning of line 6, delete "retirement benefit." and insert "final average compensation."

AMENDMENT NO. 10

On page 2, delete lines 12 through 14 and insert the following:

"(3) The provisions of Subsection A of this Section shall be applicable to any retiree who is reemployed pursuant to this Subsection upon completion of the thirty-six-month period immediately following retirement."

AMENDMENT NO. 11

On page 2, line 15, after "Section 2." insert "(A)"

AMENDMENT NO. 12

On page 2, after line 19, insert:

"(B) This Act shall remain effective until July 1, 2008; after that date the provisions of this Act shall be void and of no effect."

On motion of Rep. Schneider, the amendments were adopted.

On motion of Rep. Schneider, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 672—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 11:788(B)(2)(a) and (3), relative to the Deferred Retirement Option Plan Account of the Teachers' Retirement System of Louisiana; to provide for the time period during which certain members may make a one-time option to redeposit amounts disbursed; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 672 by Representative Triche

AMENDMENT NO. 1

On page 1, change the author from "REPRESENTATIVE TRICHE" to "REPRESENTATIVE CURTIS"

AMENDMENT NO. 2

On page 1, line 2, after "reenact" delete "R.S. 11:788(C)(introductory paragraph)," and insert "R.S. 11:788(B)(2)(a) and (3),"

AMENDMENT NO. 3

On page 1, at the beginning of line 4, delete "to provide for interest credited after termination of participation;" and insert "to provide for the time period during which certain members may make a one-time option to redeposit amounts disbursed;"

AMENDMENT NO. 4

On page 1, line 10, after "Section 1." delete "R.S. 11:788(C)(introductory paragraph) is" and insert "R.S. 11:788(B)(2)(a) and (3) are"

AMENDMENT NO. 5

On page 1, delete lines 14 through 19 and on page 2 delete lines 1 through 9 and insert the following:

"B.

* * *

(2)(a) Any member who on or after January 1, ~~1990~~, 1993, but on or before January 1, 1997, received ~~or receives~~ a lump sum disbursement based on the credits to his subaccount shall be eligible for a one-time option to redeposit into the fund the total amount of monies disbursed to the member, but the option must be exercised by application to the system on or before ~~June 30, 2002~~; December 31, 2006.

* * *

(3) The authority for members to redeposit monies into the fund pursuant to Paragraph (2) of this Subsection shall cease on ~~July 1, 2002~~; January 1, 2007, and no further redeposits shall thereafter be authorized pursuant thereto."

On motion of Rep. Schneider, the amendments were adopted.

On motion of Rep. Schneider, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 682—

BY REPRESENTATIVES K. CARTER, JEFFERSON, AND GRAY

AN ACT

To amend and reenact R.S. 27:247, relative to the casino support services contract; to provide for the execution of such contract; to require legislative appropriation to fully fund the contract; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 693—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 40:972, 973(A), (C), (E), (F), (G)(1) and (2)(a), 974(A)(introductory paragraph) and (C), 975(A)(introductory paragraph) and (5), (B) through (E), and (G)(1) and (3), 976, 977, 984(introductory paragraph), 986(B)(introductory paragraph) and (3)(b), 988(A)(introductory paragraph), (B), and (C), 990(C), 992(A)(introductory

paragraph), (B)(introductory paragraph), and (C) through (E), and 994, relative to controlled dangerous substances licenses; to provide for the transfer of the authority to issue licenses from the Department of Health and Hospitals to the Louisiana Board of Pharmacy; to provide for a fee schedule; to provide for administrative and enforcement exceptions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 693 by Representative Johns

AMENDMENT NO. 1

On page 1, line 9, after "schedule;" and before "and to" insert "to provide for administrative and enforcement exceptions;"

AMENDMENT NO. 2

On page 8, line 6, after "B." and before "Anything" insert "(1)"

AMENDMENT NO. 3

On page 8, between lines 18 and 19, insert the following:

"(2) Anything contained in any other provision of Part X of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950 to the contrary notwithstanding, the inspections authorized or required by said law, insofar as physicians licensed to practice medicine by the Louisiana State Board of Medical Examiners only are concerned, shall be conducted by the Louisiana State Board of Medical Examiners, through its duly authorized officers, members, inspectors, agents, and representatives, insofar as physicians licensed to practice medicine by the Louisiana State Board of Medical Examiners only are concerned. Compliance with requirements involving security measures, inventories, records, and reports required by said law or the regulations promulgated in connection therewith, or both, shall be administratively determined by the Louisiana State Board of Medical Examiners insofar as physicians licensed to practice medicine by the Louisiana State Board of Medical Examiners only are concerned."

AMENDMENT NO. 4

On page 8, line 20, change "~~Title~~" to "Title"

AMENDMENT NO. 5

On page 8, line 22, change "physicians," to "~~physicians~~,"

AMENDMENT NO. 6

On page 8, line 28, change "physicians," to "~~physicians~~,"

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1012—

BY REPRESENTATIVE HEATON

AN ACT

To amend and reenact R.S. 11:1386, relative to the judges' noncontributory plan; to provide with respect to cost-of-living adjustments for judges who did not opt to become members of the Louisiana State Employees' Retirement System and for surviving spouses of such judges; to provide the procedures for determining the amount of such adjustments; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

On motion of Rep. Schneider, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1018—

BY REPRESENTATIVE SCHNEIDER AND SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:2178(B)(1)(b), (C)(1), (K)(introductory paragraph) and (1), and (M), relative to Sheriffs' Pension and Relief Fund; to provide for the calculation of final average compensation; to provide with respect to the funding of and limitations on cost-of-living increases; to provide for a one-time adjustment in benefits for certain members subject to limitations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 1018 by Representative Schneider

AMENDMENT NO. 1

On page 3, line 5, after "actuary" delete "~~and~~" and delete lines 6 and 7 and at the beginning of line 8 delete "determined by the system actuary"

AMENDMENT NO. 2

On page 3, line 12, after "~~not~~" delete the remainder of the line and insert "less than two percent or more than"

AMENDMENT NO. 3

On page 3, line 14, after "increase is" delete the remainder of the line and delete lines 15 through 18 and insert "granted, but shall not be less than ~~fifty~~ twenty dollars per month."

AMENDMENT NO. 4

On page 3, line 19, after "~~(b)~~" delete the remainder of the line and delete lines 20 through 24 and insert "Notwithstanding any provision of this Subsection to the contrary, no cost-of-living increase shall be granted in any fiscal year pursuant to this Subsection if a cost-of-living increase has been granted pursuant to this Subsection in the immediately preceding fiscal year."

AMENDMENT NO. 5

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On page 4, line 4, after "who" delete "retired prior to July 1, 2006," and insert "is retired and"

AMENDMENT NO. 6

On page 4, line 11, after "M." delete the remainder of the line and delete lines 12 through 28 and on page 5, delete lines 1 through 12 and insert "(1) In the event that a cost-of-living adjustment is not payable based on the valuation for the year ending June 30, 2003, 2006, as provided in Subsection K of this Section, the board may, in its discretion, authorize a nonrecurring lump-sum benefit supplement. The benefit supplement shall be in an amount not to exceed three percent of the normal annual benefit; however, in no case shall the benefit supplement be less than three hundred dollars. The benefit supplement shall be paid in a single lump-sum payment. The supplement shall be granted only to beneficiaries who would be eligible for the cost-of-living adjustment provided for in Subsection K of this Section. ~~No funds derived from the assessments against insurers pursuant to R.S. 22:1419 shall be used to pay any increased costs or increase in liability resulting from the provisions of this Subsection.~~"

AMENDMENT NO. 7

On page 5, line 13, after "Effective" delete "January 1, 2007," and insert "July 1, 2006,"

On motion of Rep. Schneider, the amendments were adopted.

On motion of Rep. Schneider, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1077—

BY REPRESENTATIVE FARRAR

AN ACT

To enact R.S. 11:811(F), relative to Teachers' Retirement System of Louisiana; to provide for service credit and retirement eligibility for members paid from school food service funds; to provide with respect to administrative error; to provide for refund of contributions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 1077 by Representative Farrar

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "amend and reenact R.S. 11:802," and insert "enact R.S. 11:811(F),"

AMENDMENT NO. 2

On page 1, line 10, after "Section 1." delete "R.S. 11:802 is hereby amended and reenacted" and insert "R.S. 11:811(F) is hereby enacted"

AMENDMENT NO. 3

On page 1, delete line 11, and insert "§811. Transferees from Plan A of the School Lunch Employees' Retirement System; termination of Social Security coverage prior to July 1, 1985"

AMENDMENT NO. 4

On page 1, delete lines 12 through 15 and insert:

" * * * "

AMENDMENT NO. 5

On page 1, at the beginning of line 16, delete "B." and insert "E."

On motion of Rep. Schneider, the amendments were adopted.

On motion of Rep. Schneider, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1314—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 22:191(5)(d) and (e), (14)(introductory paragraph), and (18)(b), 192(A)(5) and (B), 195, and 197(C)(1) and to enact R.S. 22:191(5)(f), 192(C), 197(D)(5), and 200.1, relative to viatical settlements; to provide with respect to definitions; to provide relative to revocation or denial of licensure as a viatical settlement provider, viatical settlement broker, or viatical settlement investment agent; to provide with respect to prohibited practices; to provide relative to fraud prevention and control; to provide for applicability; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 1314 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 2, after "(e)," delete "(12),"

AMENDMENT NO. 2

On page 1, line 3, after "195," delete "197(C)(1), and 1214(7)(i) and (j)" and insert "and 197(C)(1)"

AMENDMENT NO. 3

On page 1, line 4, after "22:191(5)(f)" delete "and (g)," and insert a comma ","

AMENDMENT NO. 4

On page 1, line 4, after "197(D)(5)," delete "200.1, and 1214(7)(k)," and insert "and 200.1,"

AMENDMENT NO. 5

On page 1, at the end of the line 8, delete "to", delete line 9 in its entirety and at the beginning of line 10, delete "of insurance;"

AMENDMENT NO. 6

On page 1, line 12, after "(e)," delete "(12),"

AMENDMENT NO. 7

On page 1, line 13, after "195," delete "197(C)(1), and 1214 (7)(i) and (j)" and insert "and 197(C)(1)"

AMENDMENT NO. 8

On page 1, line 14, after "R.S. 22:191(5)(f)" delete "and (g)," and insert a comma ","

AMENDMENT NO. 9

On page 1, line 14, after "197(D)(5)," delete "200.1, and 1214(7)(k)" and insert "and 200.1"

AMENDMENT NO. 10

On page 1, line 22, after "settlement" delete "contract or life insurance policy," and insert "contract,"

AMENDMENT NO. 11

On page 2, line 3, after "where the" delete the remainder of the line and insert "viator or the viator's"

AMENDMENT NO. 12

On page 2, at the beginning of line 4, delete "person's"

AMENDMENT NO. 13

On page 2, line 5, after "provider," insert "the viatical settlement broker,"

AMENDMENT NO. 14

On page 2, at the end of the line 10, insert "or"

AMENDMENT NO. 15

On page 2, delete lines 11 through 13 in their entirety

AMENDMENT NO. 16

On page 2, at the beginning of line 14, change "(g)" to "(f)"

AMENDMENT NO. 17

On page 2, delete lines 17 through 29 in their entirety

AMENDMENT NO. 18

On page 3, delete lines 1 through 20 in their entirety

AMENDMENT NO. 19

On page 7, line 3, after "to the" delete the remainder of the line, delete line 4 in its entirety and at the beginning of line 5, delete "act" and insert "commissioner, and where the policy is the subject of such suspected fraudulent viatical settlement act to the insurer that issued the policy,"

AMENDMENT NO. 20

On page 7, at the beginning of line 15, delete "A."

AMENDMENT NO. 21

On page 7, delete lines 25 through 28 in their entirety

AMENDMENT NO. 22

On page 8, delete lines 1 through 26 in their entirety

On motion of Rep. Karen Carter, the amendments were adopted.

On motion of Rep. Karen Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1398 (Substitute for House Bill No. 1122 by Representative Beard)—
BY REPRESENTATIVE BEARD

AN ACT

To enact R.S. 38:2212(F)(3) and 2212.1(C)(3), relative to contracts let by public entities; to provide relative to purchases by public entities of water or sewerage equipment, apparatus, machinery, materials, or supplies; to prohibit certain parties from packaging products contained in bid specifications; to require certain products to be priced individually in bids; and to provide for related matters.

Read by title.

Rep. Damico moved the bill be ordered engrossed and passed to its third reading.

As a substitute motion, Rep. St. Germain moved that the bill otherwise be referred to the Committee on Transportation, Highways and Public Works.

Rep. Beard objected.

The vote recurred on the substitute motion.

By a vote of 55 yeas and 29 nays, the House agreed to refer the bill to the Committee on Transportation, Highways and Public Works.

**Senate Instruments on Second Reading
Returned from the Legislative Bureau**

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 22—
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 9:4103(A) and 4106(A)(2), relative to mediators and the Louisiana Mediation Act; to authorize court ordered mediation at the request of one party; to provide relative to qualifications of mediators; to provide relative to persons who served as judges; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 22 by Senator Smith

AMENDMENT NO. 1

On page 1, line 2, change "9:4103(A) and 4106(A)(2)" to "9:4106(A)(2)"

AMENDMENT NO. 2

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On page 1, line 3, after the semicolon ";", delete the remainder of the line

AMENDMENT NO. 3

On page 1, at the beginning of line 4, delete "party;"

AMENDMENT NO. 4

On page 1, line 7, change "9:4103(A) and 4106(A)(2) are" to "9:4106(A)(2) is"

AMENDMENT NO. 5

On page 1, delete lines 9 through 13 in their entirety

Reported without amendments by the Legislative Bureau.

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 55—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 40:1321(E) and to enact R.S. 32:410(A)(5), relative to the office of motor vehicles; to require a method to access emergency contact information on a driver's license or special identification card; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Quezaire, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 78—

BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 31:11, relative to minerals; to provide relative to mineral rights and ownership of land; to provide relative to reservations of mineral rights; to provide relative to correlative rights; to provide relative to transfers of ownership of land; to provide certain requirements, conditions, and terms; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Ansardi, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 89—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:291(T)(2), relative to the North Lafourche Conservation, Levee and Drainage District; to provide for appointment of members to its board of commissioners; to provide for an effective date for such appointments; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Engrossed Senate Bill No. 89 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 17, change "four" to "three"

AMENDMENT NO. 2

On page 2, line 18, change "four" to "three"

AMENDMENT NO. 3

On page 2, at the beginning of line 20, change "member" to "members"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Quezaire, the amendments were adopted.

On motion of Rep. Quezaire, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 92—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 34:2303, relative to the Red River Waterway District; to provide for membership to the Red River Waterway Commission; to require one member-at-large on the commission; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Quezaire, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 244—

BY SENATOR MICHOT

AN ACT

To enact Chapter 29-A of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1971 through 1978; to enact the Computer Spyware Protection Act; to provide prohibited acts; to provide for enforcement; to provide penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 244 by Senator Michot

AMENDMENT NO. 1

On page 7, line 25, delete "unauthorized"

AMENDMENT NO. 2

On page 7, line 26, after "activities" insert "as prohibited by this Act."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pinac, the amendments were adopted.

On motion of Rep. Pinac, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 256—

BY SENATOR ADLEY

AN ACT

To enact Part XVI of Chapter 3 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:681, relative to motor vehicles; to require postaccident drug testing for certain persons involved in a fatal collision; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 256 by Senator Adley

AMENDMENT NO. 1

On page 1, line 12, after "consent to" insert a comma "," and insert "and shall be administered."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Quezaire, the amendments were adopted.

On motion of Rep. Quezaire, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 344—

BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:103(B)(11), (12), (13), (14), and (15), relative to the office of financial institutions; to authorize the commissioner of

financial institutions to disclose certain information; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pinac, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 354—

BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 47:306(E) and 337.18(D), relative to sales tax returns; to provide relative to the time period in which the submission of state and local sales tax returns may be extended at the discretion of the collector; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Hammett, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 357—

BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 40:1730.23(A) and (C) and 1730.28(A)(1) and (2), relative to the state uniform construction code; to provide for the enforcement of the state uniform construction code by local government; to provide for the responsibilities of local government; to provide for the liability of local government regarding the enforcement of construction codes; to clarify the enforcement responsibilities of the state fire marshal; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pinac, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 359—

BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 32:361.1(G), relative to motor vehicles; to increase the penalties for violating certain window tinting provisions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Quezaire, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 373—

BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:121.1(D), relative to the office of financial institutions; to provide for the enforcement powers of the commissioner of the office of financial institutions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pinac, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 375—

BY SENATOR ADLEY

AN ACT

To enact R.S. 29:732.1, relative to contractual relationships; to provide for certain contracts or agreements executed during, or as a result of, a declared state disaster or emergency; to provide certain terms and conditions; to provide for violations of contractual provisions; to provide for an effective date; to provide for certain retroactive application; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 375 by Senator Adley

AMENDMENT NO. 1

On page 2, delete lines 3 through 5 in their entirety and at the beginning of line 6, change "D." to "C."

AMENDMENT NO. 2

On page 2, at the beginning of line 11, change "E." to "D."

AMENDMENT NO. 3

On page 2, line 12, change "August 24, 2005" to "August 26, 2005"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 384—

BY SENATOR HOLLIS

AN ACT

To enact R.S. 9:3534.5, relative to the Louisiana Consumer Credit Law; to provide for the assignment of certain debts; to provide for collection of debts owed to a credit grantor; to provide procedures for such collections; to provide for the validity of the debt owed; to provide for definitions; to provide for the registration of collection agencies; to authorize certain registration fees; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pinac, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 473—

BY SENATOR KOSTELKA

AN ACT

To amend and reenact Section 2 of Act No. 1212 of the 2003 Regular Session of the Legislature; relative to expropriation; to extend the quick-take authority of certain municipalities for certain purposes for three years; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Ansardi, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 529—

BY SENATORS JACKSON AND BAJOEI

AN ACT

To enact R.S. 29:766(G) and R.S. 40:2009.25, relative to nursing home emergency preparedness; to provide for the declaration of a state public health emergency; to provide for requirements of emergency preparedness plans in certain parishes; to provide for the evaluation of such plans; to create and provide for the content of the Nursing Home Emergency Preparedness Review Committee; to provide for rules and regulations; to provide for application to existing law; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 529 by Senator Jackson

AMENDMENT NO. 1

On page 3, line 25, following "from" and before "Federal" insert "the" and change "Administration" to "Agency"

On motion of Rep. Winston, the amendments were adopted.

On motion of Rep. Winston, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 552—
BY SENATOR MICHOT

AN ACT

To enact R.S. 51:702(21), (22), and (23), relative to securities; to define certain terms for purposes of the Louisiana Securities Law; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pinac, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 560—
BY SENATOR SCHEDLER

AN ACT

To enact Part X of Title 19 of the Louisiana Revised Statutes of 1950, to be composed of R.S. 19:351 through 355, relative to expropriation of property; to authorize certain parishes to expropriate by a declaration of taking; to define terms; to provide for procedures; to provide for purposes of the expropriation; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 560 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 20, change "sixty" to "thirty"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 578—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 51:703(D), relative to investment advisers; to provide for the registration of investment advisers; to provide requirements for registration; to require written examination; to provide exceptions from such written examination; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Engrossed Senate Bill No. 578 by Senator Michot

AMENDMENT NO. 1

On page 2, delete lines 6 and 7 and insert the following:

"The examination requirement provided for in this Subparagraph shall not apply to an individual holding one or more certifications that the commissioner may designate by rule or an individual who is employed by an investment advisor registered with the Securities and Exchange Commission."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pinac, the amendments were adopted.

On motion of Rep. Pinac, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 583—
BY SENATOR FONTENOT

AN ACT

To enact R.S. 30:2413.1, relative to environmental quality; to require the secretary of the Department of Environmental Quality to develop and implement a comprehensive debris management plan for certain debris generated by natural disasters; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Engrossed Senate Bill No. 583 by Senator Fontenot

AMENDMENT NO. 1

On page 2, line 14, change "and/or" to "or"

AMENDMENT NO. 2

On page 2, line 16, change "Green and woody" to "Green vegetative waste and woody construction or demolition"

AMENDMENT NO. 3

On page 2, line 17, change "Green and woody" to "Green vegetative waste and woody construction or demolition"

AMENDMENT NO. 4

On page 2, line 18, between "option" and "however," insert a semicolon ";,"

AMENDMENT NO. 5

On page 2, at the end of line 19, insert "The plan, at a minimum, shall require green vegetative waste and woody construction or demolition debris be reduced in weight and volume by fifty percent prior to transport to a landfill."

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AMENDMENT NO. 6

On page 2, line 22, after "state" delete the remainder of the line and on line 23, delete "promotes" and insert a comma "," and insert "to the extent funding is available, and shall promote"

AMENDMENT NO. 7

On page 2, at the end of line 23, insert "The plan shall place restrictions on open burning and require that any incineration or burning shall utilize equipment to contain particulate matter and reduce emission discharge."

AMENDMENT NO. 8

On page 2, line 25, after "material" insert a comma "," and insert "including the removal of aluminum from debris."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Damico, the amendments were adopted.

On motion of Rep. Damico, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 584—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 51:703(G) (introductory paragraph), 705(D)(2), 706(A) and the introductory paragraph of 706(D), 708(3), 709(15), and 724, relative to securities; to provide for technical changes to the Louisiana Securities Law; to provide for the transmittal of certain registration fees; to exempt certain securities; to clarify the payment of any fees and charges collected by the commissioner; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pinac, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 621—

BY SENATOR MURRAY

AN ACT

To enact R.S. 9:2800(H), relative to limitations of liability for public entities; to provide for a limitation of liability for public bodies when damage is a result of conditions caused by either hurricanes Katrina or Rita; to provided terms and conditions; to provide for the expiration of such limitation of liability; to provide for retroactivity of such limitation of liability; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 621 by Senator Murray

AMENDMENT NO. 1

On page 1, line 11, after the comma "," and before "no" insert "except for gross negligence or willful and wanton misconduct."

AMENDMENT NO. 2

On page 2, line 3, change "August 24, 2005" to "August 26, 2005"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Ansardi, the amendments were adopted.

On motion of Rep. Ansardi, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 641 (Substitute for Senate Bill 96 by Senator Michot)—

BY SENATORS MICHOT AND MOUNT

AN ACT

To enact Chapter 13-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1441 through 1445, relative to Internet fraud; to prohibit use of the Internet to obtain identifying information of another person for a fraudulent purpose; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pinac, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 642—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 37:3103(A)(3), (3.1), and (4), relative to auctioneers; to redefine the terms "auction," "auction house," and "auctioneer"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pinac, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 656—

BY SENATOR BOASSO

AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv), relative to public contracts; to increase the contract limit for certain projects to repair hurricane or storm-related damage to public buildings caused by Hurricane Katrina or Hurricane Rita; to provide for applicability of certain laws governing the advertising and letting of contracts; to provide limitations; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Quezaire, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

Senate Bills on Second Reading Reported by Committee

The following Senate Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

SENATE BILL NO. 296—

BY SENATORS QUINN AND HINES AND REPRESENTATIVE TOOMY
A JOINT RESOLUTION

Proposing to amend Article VI, Section 14 of the Constitution of Louisiana, to provide that no law, unless enacted by two-thirds of the elected members of each house of the legislature, requiring increased expenditures for any purpose shall be applicable to a city, parish, or other local public school board except under certain circumstances; to provide for exceptions to such prohibition; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Under the rules, the bill was recommitted to the Committee on Civil Law and Procedure.

Special Order of the Day

The following legislative instruments on Special Order were taken up and acted upon as follows:

HOUSE BILL NO. 1—

BY REPRESENTATIVES ALARIO AND TRICHE
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

Motion

On motion of Rep. Alario, the House resolved itself into a Committee of the Whole House to take into consideration House Bill No. 1.

Chairman Thompson in the Chair

House Business Resumed

Speaker Salter in the Chair

The committee having risen, the chairman, Rep. Thompson, reported to the House that which the Committee of the Whole House had had under consideration:

HOUSE BILL NO. 1—

BY REPRESENTATIVES ALARIO AND TRICHE
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

Reported with amendments.

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Alario in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 7, line 5, change "49:314.B(1),(2)" to "49:314.B(1) and (2),"

AMENDMENT NO. 2

On page 11, line 26, change "CARE, Inc." to "Community Awareness Revitalization and Enhancement Corporation"

AMENDMENT NO. 3

On page 11, line 35, change "HAMCO" to "HAMPCO, Inc."

AMENDMENT NO. 4

On page 11, line 37, after "Newcorp" insert a comma "," and "Inc."

AMENDMENT NO. 5

On page 14, line 42, after "the" and before "Neighborhood" insert "New Orleans"

AMENDMENT NO. 6

On page 14, line 44, change "100,000" to "250,000"

AMENDMENT NO. 7

On page 14, line 46, change "100,000" to "50,000"

AMENDMENT NO. 8

On page 14, line 48, after "Community" and before "Outreach" delete "Opportunity"

AMENDMENT NO. 9

On page 14, delete lines 51 and 52, and insert the following:

"to CARE Unlimited, Inc. \$ 300,000"

AMENDMENT NO. 10

On page 15, between lines 2 and 3, insert the following:

"Payable out of the State General Fund (Direct
to Evangeline Community Action, Inc. for
acquisitions \$ 32,000"

AMENDMENT NO. 11

On page 15, delete lines 5 and 6 in their entirety.

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AMENDMENT NO. 12

On page 17, between lines 17 and 18, insert the following:

"Payable out of the State General Fund (Direct)
to the village of Dry Prong for a new generator \$ 26,765"

AMENDMENT NO. 13

On page 17, delete lines 20 and 21 in their entirety.

AMENDMENT NO. 14

On page 23, line 13, change "Athletic League" to "Foundation, Inc."

AMENDMENT NO. 15

On page 25, line 14, change "Hollygrove Senior Center for flood repairs" to "Community Economic Development Corporation"

AMENDMENT NO. 16

On page 28, delete lines 32 and 33 in their entirety.

AMENDMENT NO. 17

On page 35, line 15, change "Women's" to "Female"

AMENDMENT NO. 18

On page 35, between lines 15 and 16, insert the following:

"Payable out of the State General Fund (Direct)
through the Museum and Other Operations
Program to the Louisiana Political Museum
and Hall of Fame in Winnfield \$ 196,374"

AMENDMENT NO. 19

On page 49, between lines 21 and 22, insert the following:

"Payable out of the State General Fund by
Fees and Self-generated Revenues to the
Market Compliance Program for two (2)
positions and computer enhancements to
allow for automated licensing of claims
adjusters in the event that House Bill No.
518 of the 2006 Regular Session of the
Legislature is enacted into law \$ 118,346

Payable out of the State General Fund by
Fees and Self-generated Revenues to the
Market Compliance Program for one (1)
position and computer enhancements to
allow for automated licensing of public
adjusters in the event that House Bill No.
520 of the 2006 Regular Session of the
Legislature is enacted into law \$ 69,954"

AMENDMENT NO. 20

On page 51, delete line 35, and insert the following:

"to provide funding for the cooperative endeavor
agreement for the Farmerville Civic"

AMENDMENT NO. 21

On page 51, delete lines 47 through 52 in their entirety.

AMENDMENT NO. 22

On page 54, delete lines 6 through 8 in their entirety.

AMENDMENT NO. 23

On page 54, line 10, change "100,000" to "50,000"

AMENDMENT NO. 24

On page 56, line 48, after "for" delete the remainder of the line, and insert the following:

"downtown development and for matching
funds for grants and donations \$ 29,500"

AMENDMENT NO. 25

On page 57, line 11, after "for" delete the remainder of the line, delete line 12 in its entirety, and insert the following:

"mainstreet or downtown development activities \$ 25,000"

AMENDMENT NO. 26

On page 57, line 27, change "Tipitiana's" to "Tipitina's"

AMENDMENT NO. 27

On page 62, line 43, change "50,000" to "25,000"

AMENDMENT NO. 28

On page 62, after line 51, insert the following:

"Payable out of the State General Fund (Direct)
to the Water Resources and Intermodal Program
for the Fifth Levee District for maintenance and
construction expenses \$ 150,000"

AMENDMENT NO. 29

On page 65, after line 53, insert the following:

"Payable out of the State General Fund (Direct)
through the District Operations Program for
the city of Vivian for repairs to Monterey Road \$ 15,000

Payable out of the State General Fund (Direct)
through the District Operations Program for
Oil City for repairs to Lakeview Cemetery Road \$ 10,000"

AMENDMENT NO. 30

On page 92, line 54, change "44.5" to "25%"

AMENDMENT NO. 31

On page 95, line 40, change "150,000" to "125,000"

AMENDMENT NO. 32

On page 96, line 20, after "Metropolitan Human Services District)" and the comma ",", and before "the" insert "upon the approval of the Joint Legislative Committee on the Budget,"

AMENDMENT NO. 33

On page 96, line 22, after "changes" and the period "." delete the remainder of the line and delete lines 23 and 24 in their entirety.

AMENDMENT NO. 34

On page 96, line 27, after "Rita" and the comma "," and before "the" insert "upon the approval of the Joint Legislative Committee on the Budget,"

AMENDMENT NO. 35

On page 96, delete lines 29 through 31 in their entirety.

AMENDMENT NO. 36

On page 103, line 23, change "179,772,556" to "179,722,556"

AMENDMENT NO. 37

On page 103, line 32, change "179,772,556" to "179,722,556"

AMENDMENT NO. 38

On page 104, line 38, change "847,789,595" to "826,789,595"

AMENDMENT NO. 39

On page 104, line 46, change "300,175,064" to "321,175,064"

AMENDMENT NO. 40

On page 105, between lines 32 and 33, insert the following:

"EXPENDITURES: Payments to Public Providers Program for Villa Feliciana Medical Complex	\$ 800,000
TOTAL EXPENDITURES	<u>\$ 800,000</u>

MEANS OF FINANCE: State General Fund by: Interagency Transfers from Prior and Current Year Collections Federal Funds	\$ 242,240 <u>\$ 557,760</u>
TOTAL MEANS OF FINANCING	<u>\$ 800,000"</u>

AMENDMENT NO. 41

On page 106, between lines 21 and 22, insert the following:

"EXPENDITURES: Payments to Private Providers Program for an additional one hundred (100) New Opportunities Waiver (NOW) slots	\$ 5,407,500
TOTAL EXPENDITURES	<u>\$ 5,407,500</u>

MEANS OF FINANCE: State General Fund (Direct) Federal Funds	\$ 1,637,391 <u>\$ 3,770,109</u>
TOTAL MEANS OF FINANCING	<u>\$ 5,407,500</u>

Provided, however, that the re-basing of private nursing homes shall be in accordance with the existing Medicaid state rule for payment of nursing facility services as published in the Louisiana Register. Further provided, that the use of Medicaid Trust Fund for the Elderly funds derived from federal Medicaid funds pursuant to R.S. 46:2691 to pay the state matching costs for re-basing of private nursing homes shall be subject to prior approval by the federal Centers for Medicare and Medicaid Services. Further provided, that the Department of Health and Hospitals shall submit a BA-7 that adjusts this appropriation to reflect the anticipated costs of the final rates established by the re-basing determination.

Provided, however, that if the implementation of Average Manufacturing Price (AMP) payments for ingredient costs as mandated by the Centers for Medicare and Medicaid Services (CMS) jeopardizes participation of retail pharmacies in the Medicaid program, the secretary of the Department of Health and Hospitals shall utilize the first \$10,000,000 in ingredient costs savings resulting from implementing AMP reimbursement to adjust prescription drug dispensing fees to the extent allowed by CMS, and consistent with the funds available for the Medicaid prescription drug program."

AMENDMENT NO. 42

On page 106, delete lines 31 through 48 in their entirety, and on page 107, delete lines 1 through 5 in their entirety.

AMENDMENT NO. 43

On page 109, after line 47, insert the following:

"Payable out of the State General Fund by Interagency Transfers for operational expenses, including 21 positions	\$ 800,000"
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AMENDMENT NO. 44

On page 125, after line 54, insert the following:

"Payable out of the State General Fund (Direct) to Progress 63 Inc.	\$ 300,000"
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AMENDMENT NO. 45

On page 126, at the end of line 9, change "100,000" to "175,000"

AMENDMENT NO. 46

On page 130, line 14, after "Support" and before "for" insert "to continue initiatives that provide"

AMENDMENT NO. 47

On page 135, line 1, change "(58)" to "(59)"

AMENDMENT NO. 48

On page 138, line 39, change "(154)" to "(149)"

AMENDMENT NO. 49

On page 143, line 2, change "492,100" to "742,100"

AMENDMENT NO. 50

On page 143, line 7, change "7,938,230" to "7,688,230"

AMENDMENT NO. 51

On page 175, between lines 4 and 5, insert "MEANS OF FINANCE"

AMENDMENT NO. 52

On page 176, line 25, after "College" and before "students" change "attract" to "attracts"

AMENDMENT NO. 53

On page 219, at the end of line 47, change "175,000" to "100,000"

AMENDMENT NO. 54

On page 231, line 32, change "\$17.29" to "\$17.39"

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AMENDMENT NO. 55

On page 233, line 10, change "125,000" to "250,000"

AMENDMENT NO. 56

On page 235, line 11, change "125,000" to "250,000"

AMENDMENT NO. 57

On page 238, line 1, change "215,000" to "260,000"

AMENDMENT NO. 58

On page 238, line 2, change "175,000" to "210,000"

AMENDMENT NO. 59

On page 238, line 3, change "175,000" to "210,000"

AMENDMENT NO. 60

On page 238, line 4, change "175,000" to "210,000"

AMENDMENT NO. 61

On page 238, line 5, change "50,000" to "60,000"

AMENDMENT NO. 62

On page 238, line 6, change "50,000" to "60,000"

AMENDMENT NO. 63

On page 242, line 39, change "270,000" to "160,000"

AMENDMENT NO. 64

On page 242, after line 47, insert the following:

"Payable out of the State General Fund (Direct) to the South Louisiana Economic Council for the Center for Economic Growth and Technology	\$	75,000
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Payable out of the State General Fund (Direct) to the city of Jeanerette for property acquisitions and improvements to expand City Park	\$	100,000
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Payable out of the State General Fund (Direct) to the town of Erath for Youth Sports	\$	10,000
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Payable out of the State General Fund (Direct) to the town of Berwick for police department acquisitions	\$	50,000
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Payable out of the State General Fund (Direct) to the town of Baldwin for police department acquisitions	\$	50,000"
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AMENDMENT NO. 65

On page 244, line 23, change "Section 16" to "Section 19" and change "Section 15" to "Section 18"

AMENDMENT NO. 66

On page 254, line 47, change "Section 17" to "Section 20"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representatives Tucker and Walsworth in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 9, after line 27, insert the following:

"(4) No funds appropriated in this Act shall be transferred to any entity subject to Paragraph (B) of this Section unless such agency or entity is in good standing with the Secretary of State prior to July 1, 2006."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Crowe in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 88, between lines 34 and 35, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Sex Offender Registry Technology Fund to the Operational Support Program, in the event that House Bill No. 695 of the 2006 Regular Session of the Legislature is enacted into law	\$	100,000
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Payable out of the State General Fund by Statutory Dedications out of the Sex Offender Registry Technology Fund to the Operational Support Program, for distribution to the sheriff of each parish in accordance with C.C.P. Art. 895.1(F) in the event that House Bill No. 695 of the 2006 Regular Session of the Legislature is enacted into law	\$	35,000"
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COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative McVea in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 106, between lines 21 and 22, insert the following:

"EXPENDITURES:	
Payments to Public Providers Program for Villa Feliciana Medical Complex	\$ 800,000
TOTAL EXPENDITURES	\$ 800,000

MEANS OF FINANCE:

State General Fund by:	
Interagency Transfers from Prior and Current Year Collections	\$ 242,240
Federal Funds	\$ 557,760

TOTAL MEANS OF FINANCING	\$ 800,000"
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AMENDMENT NO. 2

On page 109, after line 47, insert the following:

"Payable out of the State General Fund by Interagency Transfers for operational expenses, including 21 positions	\$ 800,000"
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COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representatives Dove, Alario, Baldone, LaBruzzo, and Strain in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 139, between lines 21 and 22, insert the following:

"Payable out of the State General Fund
by Statutory Dedications out of the
Barrier Island Stabilization and
Preservation Fund for purposes of the
Louisiana Coastal Wetlands Conservation
and Restoration Program, in the event that
Senate Bill No. 229 of the 2006 Regular
Session of the Legislature is enacted into law \$ 18,000,000"

On motion of Rep. Thompson, the amendments were adopted.

Rep. Alario moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinot
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.	Powell, T.
Barrow	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Baylor	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Chandler	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kenney	Thompson
Curtis	Kleckley	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Farrar	Morrell	
Total - 100		

NAYS

Beard	Geymann	Triche
Total - 3		

ABSENT

Dartez
Total - 2

Kennard

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Alario moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 2—

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, AND DORSEY
AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Rep. Hammett sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Hammett and Alario to Reengrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

On page 13, at the beginning of line 13, change "()" to "(1227)"

AMENDMENT NO. 2

On page 20, between lines 30 and 31, insert the following:

"()	US 167 Widening from Ville Platte to	
	Opelousas/Nuba, Planning	
	(Evangeline, St. Landry)	
	Payable from General Obligation Bonds	
	Priority 3	\$ 6,000,000
	Priority 4	\$ 30,000,000
	Total	\$ 36,000,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 3

On page 21, delete line 55, and insert the following:

"Priority 1	\$ 9,000,000
Priority 3	\$ 20,000,000
Priority 4	\$ 10,000,000
Priority 5	\$ 6,000,000
Total	\$ 45,000,000

AMENDMENT NO. 4

On page 44, delete lines 34 and 35, and insert the following:

"Priority 2	\$ 3,500,000
Total	\$ 7,000,000

Provided, however, that \$500,000 of this appropriation shall be for acquisitions for Pennington Biomedical Research Center for Nutrition and Brain Research."

AMENDMENT NO. 5

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On page 46, delete lines 2 through 8 in their entirety.

AMENDMENT NO. 6

On page 49, line 31, after "Highway" and before "and" change "21" to "621"

AMENDMENT NO. 7

On page 50, between lines 3 and 4, insert the following:

"Payable from State General Fund (Direct) \$ 160,000"

AMENDMENT NO. 8

On page 50, delete line 5, and insert the following:

"Priority 2	\$ 260,000
Total	<u>\$ 420,000</u>

AMENDMENT NO. 9

On page 53, delete lines 20 through 22, and insert the following:

"Priority 1	\$ 30,000
Priority 2	\$ 190,000
Total	<u>\$ 220,000</u>

AMENDMENT NO. 10

On page 53, between lines 22 and 23, insert the following:

"(599) Recreational Complex, Sports Including
Baseball, Planning and Construction
(Supplemental Funding)
(Iberia)
Payable from General Obligation Bonds
Priority 2 \$ 280,000"

AMENDMENT NO. 11

On page 53, delete lines 23 through 27 in their entirety.

AMENDMENT NO. 12

On page 53, between lines 42 and 43, insert the following:

"(605) Marrero Community/Senior Center, Land
Acquisition, Planning, Construction and
Equipment (\$200,000 Cash and/or In-Kind
Match)
(Jefferson)
Payable from General Obligation Bonds
Priority 2 \$ 150,000
Priority 3 \$ 1,350,000
Priority 4 \$ 1,350,000
Priority 5 \$ 150,000
Total \$ 3,000,000"

AMENDMENT NO. 13

On page 59, delete lines 32 through 38 in their entirety.

AMENDMENT NO. 14

On page 68, delete line 38, and insert the following:

"Priority 1	\$ 195,000
Priority 2	\$ 450,000
Priority 5	\$ 4,050,000
Total	<u>\$ 4,695,000</u>

AMENDMENT NO. 15

On page 69, between lines 44 and 45, insert the following:

"50/MD1 HORNBECK

() New City Hall, Planning and Construction
(Vernon)
Payable from General Obligation Bonds
Priority 2 \$ 500,000"

AMENDMENT NO. 16

On page 70, delete lines 38 through 42 in their entirety.

AMENDMENT NO. 17

On page 92, delete lines 33 through 35, and insert the following:

"Priority 2 \$ 510,000"

AMENDMENT NO. 18

On page 98, after line 50, insert the following:

"50/N EAST CARROLL COUNCIL ON AGING INC.

(1248) East Carroll Voluntary Council
on Aging Renovation, Planning
and Construction
(East Carroll)
Payable from the balance of
State General Fund (Direct)
previously appropriated in
Act 26 of 2005 to Lake Providence
for East Carroll Council
on Aging Renovation
(East Carroll) \$ 65,000
Payable from General Obligation Bonds
Priority 1 \$ 50,000
Total \$ 115,000"

On motion of Rep. Hammett, the amendments were adopted.

Rep. Hammett moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Morrish
Alario	Farrar	Odinot
Alexander	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Barrow	Greene	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Harris	Romero
Bruce	Heaton	Scalise
Bruneau	Hebert	Schneider
Burns	Hill	Smiley
Burrell	Honey	Smith, G.
Carter, K.	Hopkins	Smith, J.D.-50th
Carter, R.	Hunter	Smith, J.H.-8th
Cazayoux	Hutter	Smith, J.R.-30th

Chandler	Jackson	St. Germain
Crane	Jefferson	Strain
Cravins	Johns	Thompson
Crowe	Katz	Toomy
Curtis	Kenney	Townsend
Damico	Kleckley	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
DeWitt	Lambert	Waddell
Doerge	Lancaster	Walker
Dorsey	Marchand	Walsworth
Dove	McDonald	White
Downs	McVea	Winston
Durand	Montgomery	Wooton
Erdey	Morrell	

Total - 101

NAYS

Total - 0

ABSENT

Faucheux	LaBruzzo
Kennard	Martiny

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hammett moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 3—

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, AND DORSEY
AND SENATORS HINES, BAJOE, HEITMEIER, AND MOUNT
AN ACT

To enact the Omnibus Bond Authorization Act of 2006, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

Read by title.

Rep. Heaton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Odinot
Alexander	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Barrow	Greene	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Harris	Romero
Bruce	Heaton	Scalise
Bruneau	Hebert	Schneider
Burns	Hill	Smiley
Burrell	Honey	Smith, G.
Carter, K.	Hopkins	Smith, J.D.—50th

Carter, R.	Hunter	Smith, J.H.—8th
Cazayoux	Hutter	Smith, J.R.—30th
Chandler	Jackson	St. Germain
Crane	Jefferson	Strain
Cravins	Johns	Thompson
Crowe	Katz	Toomy
Curtis	Kenney	Townsend
Damico	Kleckley	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
DeWitt	Lambert	Waddell
Doerge	Lancaster	Walker
Dorsey	Marchand	Walsworth
Dove	Martiny	White
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Montgomery	
Fannin	Morrell	

Total - 103

NAYS

Total - 0

ABSENT

Kennard	LaBruzzo
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Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hammett moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 277—

BY REPRESENTATIVES ALARIO AND TRICHE
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Read by title.

Rep. Alario sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 277 by Representative Alario

AMENDMENT NO. 1

On page 12, after line 16, insert the following:

"Section 8. This Act shall become effective on July 1, 2006; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2006, or on the day following such approval by the legislature, whichever is later."

On motion of Rep. Alario, the amendments were adopted.

Rep. Alario moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

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YEAS

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Odinot
Alexander	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Barrow	Greene	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Hammett	Ritchie
Beard	Harris	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Chandler	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaFleur	Trahan
Daniel	LaFonta	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	

Total - 101

NAYS

Total - 0

ABSENT

Dartez	Kennard
Guillory, M.	LaBruzzo

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Alario moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1208— BY REPRESENTATIVE ALARIO

AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for the 2005-2006 Fiscal Year; to establish certain special treasury funds; and to provide for related matters.

Read by title.

Rep. Alario sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 1208 by Representative Alario

AMENDMENT NO. 1

On page 9, line 26, change "125,261,438" to "146,261,438"

AMENDMENT NO. 2

On page 9, line 28, change "39,240,000" to "46,740,000"

AMENDMENT NO. 3

On page 17, line 5, after "Malinda" and before "et" insert a comma ",."

AMENDMENT NO. 4

On page 20, at the beginning of line 17, change "QQ." to "QQ.(1)"

AMENDMENT NO. 5

On page 20, between lines 22 and 23, insert the following:

"(2) The sum of Fifteen Thousand Three Hundred Fifty-one and 82/100 (\$15,351.82) Dollars is hereby appropriated out of the General Fund of the State of Louisiana for Fiscal Year 2005-2006 to be used to pay costs and expert witness fees awarded in the suit entitled "Mark Taylor, et al v. State of Louisiana", bearing number 19,098 on the docket of the Seventh Judicial District Court, parish of Catahoula, state of Louisiana."

AMENDMENT NO. 6

On page 20, line 28, after "Development" delete "state of" and at the beginning of line 29 delete "Louisiana"

AMENDMENT NO. 7

On page 22, line 3, after "Year" and before "to Jefferson" change "2006-2007" to "2005-2006"

On motion of Rep. Alario, the amendments were adopted.

Rep. Burns sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Burns to Engrossed House Bill No. 1208 by Representative Alario

AMENDMENT NO. 1

On page 9, line 8, change "8,100,000" to "4,600,000"

AMENDMENT NO. 2

On page 10, between lines 3 and 4, insert the following:

"Payable out of the State General Fund (Direct) to the Bogalusa City School System for subsidy of health insurance premiums	\$ 250,000
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Payable out of the State General Fund (Direct) to the Calcasieu Parish School System for subsidy of health insurance premiums	\$ 1,000,000
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Payable out of the State General Fund (Direct) to the Jefferson Parish School System for subsidy of health insurance premiums	\$ 1,000,000
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Payable out of the State General Fund (Direct)
to the St. Tammany Parish School System for subsidy
of health insurance premiums \$ 1,000,000

Payable out of the State General Fund (Direct)
to the Washington Parish School System for subsidy
of health insurance premiums \$ 250,000"

Rep. Burns moved the adoption of the amendments.

Rep. Alario objected.

By a vote of 22 yeas and 72 nays, the amendments were rejected.

Rep. Tucker sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 1208 by Representative Alario

AMENDMENT NO. 1

On page 5, between lines 16 and 17, insert the following:

"Payable out of the State General Fund (Direct) to
the Uncompensated Care Costs Program for public
and private community hospital physician services \$15,000,000"

AMENDMENT NO. 2

On page 9, line 6, change "168,774,559" to "153,774,559"

Rep. Tucker moved the adoption of the amendments.

Rep. Alario objected.

By a vote of 38 yeas and 60 nays, the amendments were rejected.

Rep. Walsworth sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walsworth to Engrossed House Bill No. 1208 by Representative Alario

AMENDMENT NO. 1

On page 3, between lines 23 and 24, insert the following:

"08-400 CORRECTIONS - ADMINISTRATION

Payable out of the State General Fund (Direct)
to the Office of the Secretary for a one time
salary supplement of \$2,000 for each classified
civil service employee of Corrections Services,
to include correctional officers and probation
and parole officers \$18,400,000"

AMENDMENT NO. 2

On page 7, line 10, change "13,600,000" to "7,600,000"

AMENDMENT NO. 3

On page 7, line 10, change "26,400,000" to "14,000,000"

Rep. Walsworth moved the adoption of the amendments.

Rep. Alario objected.

By a vote of 33 yeas and 66 nays, the amendments were rejected.

Rep. Alario moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morrish
Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Guillory, E.	Powell, T.
Barrow	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Baylor	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.-50th
Chandler	Jackson	Smith, J.H.-8th
Crane	Jefferson	Smith, J.R.-30th
Cravins	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Toomy
Darte	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	LaFonta	Triche
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	White
Durand	Martiny	Winston
Erdey	McDonald	Wooton
Fannin	McVea	
Farrar	Montgomery	
Total - 97		

NAYS

Beard	Crowe	Tucker
Burns	Powell, M.	Walsworth
Total - 6		

ABSENT

Greene	Kennard
Total - 2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Alario moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Acting Speaker Tucker in the Chair

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HOUSE BILL NO. 1209—

BY REPRESENTATIVES ALARIO, CAZAYOUX, DEWITT, GALLOT, SALTER, TOOMY, AND TOWNSEND AND SENATORS CHAISSON, HINES, LENTINI, AND MARIONNEAUX

AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Harris	Robideaux
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.
Cazayoux	Hunter	Smith, J.D.—50th
Chandler	Hutter	Smith, J.H.—8th
Crane	Jackson	St. Germain
Cravins	Jefferson	Strain
Crowe	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kenney	Townsend
Daniel	Kleckley	Trahan
Dartez	LaBruzzo	Triche
DeWitt	LaFleur	Tucker
Doerge	LaFonta	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Total - 101		

NAYS

Total - 0

ABSENT

Carter, R.	Lambert
Kennard	Smith, J.R.—30th
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Alario moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1244—

BY REPRESENTATIVES SALTER, DORSEY, LANCASTER, ARNOLD, AND ALARIO AND SENATORS HINES, BAJOIE, FIELDS, JONES, AND HEITMEIER

AN ACT

To appropriate funds for Fiscal Year 2006-2007 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

Read by title.

Rep. Salter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Harris	Robideaux
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Chandler	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Total - 104		

NAYS

Total - 0

ABSENT

Kennard
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Salter moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Speaker Salter in the Chair

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

ADOPTION OF CONFERENCE COMMITTEE REPORT

May 25, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 507.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 25, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 212
Returned without amendments

House Concurrent Resolution No. 237
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 25, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 103

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 25, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 185, 723, and 728

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 185—

BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 13:312(5) and 312.1(E), relative to courts; to provide relative to courts of appeal; to provide relative to the Fifth Circuit Court of Appeal; to provide relative to election of judges; to provide certain terms, conditions, and procedures; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 723—

BY SENATORS MALONE AND ADLEY AND REPRESENTATIVES HOPKINS, MONTGOMERY, JANE SMITH AND WADDELL

AN ACT

To amend and reenact R.S. 34:3158(A) and to enact R.S. 34:3158(D), relative to the Caddo-Bossier Parishes Port Commission; to provide relative to the composition, membership, powers, duties, and functions of the port commission; and to provide for related matters.

Read by title.

SENATE BILL NO. 728—

BY SENATORS SHEPHERD AND MURRAY

AN ACT

To enact R.S. 9:5625(G)(3), relative to preservation of buildings and landmarks in historic districts; to provide with respect to certain prescriptive periods; and to provide for related matters.

Read by title.

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

May 25, 2006

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To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill No. 146

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Bills and Joint Resolutions contained herein were signed by the Speaker of the House.

Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 240— BY REPRESENTATIVES LAFLEUR AND CAZAYOUX A CONCURRENT RESOLUTION

To authorize and request the Louisiana Gaming Control Board to conduct a comprehensive study of the financial impact of Hurricanes Katrina and Rita, the rebuilding and revitalization of the Mississippi Gulf Coast, and the potential of legalization of gaming in Texas to the economy of the state of Louisiana and to report its findings along with possible legislative recommendations to the House Committee on Administration of Criminal Justice and the Senate Committee on Judiciary B by April 1, 2007.

Read by title.

On motion of Rep. LaFleur, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Municipal, Parochial and Cultural Affairs

May 25, 2006

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 24, 2006, I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

House Bill No. 624, by Winston
Reported favorably. (11-0-1) (Regular)

House Bill No. 974, by Gray
Reported by substitute. (7-4-1) (Regular)

House Bill No. 1108, by Marchand
Reported with amendments. (6-3-1) (Regular)

House Bill No. 1345, by Marchand
Reported with amendments. (6-3-1) (Regular)

House Bill No. 1356, by Harris
Reported with amendments. (11-0-1) (Regular)

Senate Concurrent Resolution No. 38, by Broome
Reported favorably. (11-0-1)

Senate Bill No. 67, by Cravins
Reported favorably. (11-0-1) (Regular)

Senate Bill No. 221, by Mount
Reported favorably. (11-0-1) (Regular)

Senate Bill No. 369, by Cravins
Reported favorably. (10-0-1) (Regular)

Senate Bill No. 490, by Barham
Reported favorably. (11-0-1) (Regular)

Senate Bill No. 623, by Mike Smith
Reported favorably. (8-0) (Regular)

Senate Bill No. 634, by Cravins
Reported favorably. (11-0-1) (Regular)

Senate Bill No. 654, by Mount
Reported favorably. (11-0-1) (Regular)

Senate Bill No. 659, by Barham
Reported favorably. (11-0-1) (Regular)

ERNEST BAYLOR, JR.
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Privileged Report of the Legislative Bureau

May 25, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 25
Reported without amendments.

Senate Bill No. 37
Reported without amendments.

Senate Bill No. 38
Reported without amendments.

Senate Bill No. 39
Reported without amendments.

Senate Bill No. 63
Reported without amendments.

Senate Bill No. 129
Reported with amendments.

Senate Bill No. 178
Reported without amendments.

Senate Bill No. 193
Reported without amendments.

Senate Bill No. 210
Reported without amendments.

Senate Bill No. 229
Reported without amendments.

Senate Bill No. 237
Reported without amendments.

Senate Bill No. 238
Reported without amendments.

Senate Bill No. 246
Reported without amendments.

Senate Bill No. 249
Reported without amendments.

Senate Bill No. 263
Reported without amendments.

Senate Bill No. 306
Reported without amendments.

Senate Bill No. 307
Reported without amendments.

Senate Bill No. 320
Reported without amendments.

Senate Bill No. 329
Reported without amendments.

Senate Bill No. 404
Reported without amendments.

Senate Bill No. 418
Reported with amendments.

Senate Bill No. 453
Reported without amendments.

Senate Bill No. 528
Reported without amendments.

Senate Bill No. 535
Reported with amendments.

Senate Bill No. 539
Reported without amendments.

Senate Bill No. 541
Reported without amendments.

Senate Bill No. 611
Reported without amendments.

Senate Bill No. 635
Reported without amendments.

Senate Bill No. 681
Reported without amendments.

Senate Bill No. 733
Reported without amendments.

Respectfully submitted,
CHARLES MCDONALD
Chairman

Privileged Report of the Committee on Enrollment

May 25, 2006

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 225—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to take such actions as are necessary to improve traffic flow at the intersection of U.S. Highway 61 and Main Street in Laplace, Louisiana, including the installation of No U-Turn signs and increasing the timing of the left turn signal off of Highway 61 onto Main Street.

HOUSE CONCURRENT RESOLUTION NO. 226—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to reduce to thirty-five miles per hour the speed limit on Louisiana Highway 628 in St. John the Baptist Parish.

HOUSE CONCURRENT RESOLUTION NO. 230—

BY REPRESENTATIVES GALLOT AND DOWNS AND SENATORS KOSTELKA AND MALONE

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Matthew David Doss of Dubach.

HOUSE CONCURRENT RESOLUTION NO. 234—

BY REPRESENTATIVE BRUCE

A CONCURRENT RESOLUTION

To recognize Wednesday, June 7, 2006, as the fifth annual 4-H day at the Louisiana State Capitol.

HOUSE CONCURRENT RESOLUTION NO. 235—

BY REPRESENTATIVES SCALISE AND BEARD

A CONCURRENT RESOLUTION

To memorialize the United States Congress, specifically Louisiana Senators Mary Landrieu and David Vitter, to take such actions as are necessary to support and vote for the Marriage Protection Amendment presently pending in the United States Senate.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

May 25, 2006

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

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34th Day's Proceedings - May 25, 2006

The following House Bills have been properly enrolled:

HOUSE BILL NO. 38—

BY REPRESENTATIVE R. CARTER

AN ACT

To enact R.S. 33:423.17, relative to the city of Amite City; to authorize the chief of police of that city to take certain personnel actions; and to provide for related matters.

HOUSE BILL NO. 107—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 30:83(B)(1) and 121(C), relative to the secretary of the Department of Natural Resources' service on certain state boards; to authorize the undersecretary to serve as proxy for the secretary on the State Mineral Board and the Oilfield Site Restoration Commission; and to provide for related matters.

HOUSE BILL NO. 207—

BY REPRESENTATIVE JOHNS

AN ACT

To enact R.S. 51:1156(D), relative to the town of Vinton; to provide relative to a corporation known as the Industrial Development Board of the Town of Vinton, Inc.; to provide relative to the board of directors of the corporation; to provide relative to the membership of such board; and to provide for related matters.

HOUSE BILL NO. 227—

BY REPRESENTATIVE WOOTON

AN ACT

To authorize and provide for the transfer of certain state property in Plaquemines Parish to the Plaquemines Parish governing authority; and to provide for related matters.

HOUSE BILL NO. 470—

BY REPRESENTATIVE DOERGE

AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(35), relative to Webster Parish; to increase the maximum rate of hotel occupancy tax authorized to be levied by the Webster Parish Convention and Visitors Commission; and to provide for related matters.

HOUSE BILL NO. 521—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To repeal R.S. 36:209(H)(2) and Chapter 11-A of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:2351 through 2361, relative to the Atchafalaya Basin; to repeal the Atchafalaya Basin Division and the Governor's Atchafalaya Basin Commission.

HOUSE BILL NO. 595—

BY REPRESENTATIVES WHITE, ERDEY, MCVEA, AND SMILEY AND SENATOR FONTENOT

AN ACT

To enact R.S. 39:562(M), relative to the limit of indebtedness of school districts; to authorize an increase in bonded indebtedness in certain parishes, with voter approval; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 655—

BY REPRESENTATIVES GRAY, ALARIO, DEWITT, DORSEY, HAMMETT, KATZ, RICHMOND, AND SALTER AND SENATORS BAJOE, HINES, AND MOUNT

AN ACT

To amend and reenact R.S. 40:49(B)(8)(a), relative to vital statistics laws; to provide for requirements in the preparation of a certificate of death or spontaneous fetal death certificate or stillbirth; and to provide for related matters.

HOUSE BILL NO. 689—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact R.S. 50:173.1, relative to standards for land mapping systems; to provide for vertical control standards; to provide for references; and to provide for related matters.

HOUSE BILL NO. 866—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 49:1002(J), relative to drug testing; to provide for changes in references from the National Institute on Drug Abuse to Substance Abuse and Mental Health Services Administration; to provide for the application of the Chapter; to provide for the use of certified laboratories for drug testing of samples collected; to amend provisions relative to drug testing procedures and standards; and to provide for related matters.

HOUSE BILL NO. 903—

BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 40:2160(D), relative to licensing of adult residential care homes; to establish criminal penalties for operating an adult residential care home without a license; and to provide for related matters.

HOUSE BILL NO. 932—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:73(1)(a) and (b), (3), (7), and (11), 74(B)(1), (E)(5), (H)(2) and (3), (J)(introductory paragraph), (3), and (4), 74.1, 75(E), 76(A)(2), (C)(1)(introductory paragraph), (a), and (2), (D)(1) and (2), 77(C)(1) and (D), 79(A)(introductory paragraph), 81(A), (B), (C), (I), and (K), 83(B), (C), (E), and (F)(2), 86(A) and (D), 88, 94(A)(1) and (2), 101(1), 105, 111(A), 112(A), 115, and 121(A) and (B) and to enact R.S. 37:109(C), and 121(F), (G), and (H), and to repeal R.S. 37:125, relative to the board of certified public accountants; to provide for distinction between holders of active and inactive CPA certificates; to provide for mandatory compliance with review panel process; to provide for consistency with respect to the review panel process; to provide for the selection, compensation, and requirements of members of review panels; to provide for the payment and award of costs; and to provide for related matters.

HOUSE BILL NO. 933—

BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 40:2006(B)(2)(h) and (E)(2)(v) and (w), relative to fees, licenses, and penalties; to provide for per unit licensing fees for end stage renal disease facilities; to provide for delinquent fees for adult brain injury facilities and pain management clinics; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1189—

BY REPRESENTATIVE RITCHIE

AN ACT

To enact R.S. 6:121.7, relative to the Office of Financial Institutions; to authorize the imposition of a fee for certain payments which are returned unpaid, refused, or declined; and to provide for related matters.

HOUSE BILL NO. 1269—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 6:121.2, relative to the Office of Financial Institutions; to provide for the powers and duties of the Office of Financial Institutions; to authorize the commissioner of financial institutions to obtain certain state and federal criminal history records under certain circumstances; to

provide for the collection of certain fees; and to provide for related matters.

HOUSE BILL NO. 1271—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 6:1088(C)(1)(a), (F)(4), and (G) and 1090(B)(1) and to enact R.S. 6:1090(H), 1092(A)(16) and (17) and (K), 1092.1, 1092.2, and 1096(E)(3) and (G)(3), relative to loans; to provide for the Residential Mortgage Lending Act; to provide for requirements for licensure and filing fees; to provide for the powers and duties of the commissioner of financial institutions; to provide time limits regarding reapplication for licensure; to provide restrictions on employment; to provide for the suspension, revocation, or denial of licensure; to provide for appellate rights; to prohibit the assessment of certain charges; to prohibit the financing of certain charges; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended to permit the Committee on Commerce to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 893

Leave of Absence

Rep. Kennard - 1 day

Adjournment

On motion of Rep. Kenney, at 3:05 P.M., the House agreed to adjourn until Tuesday, May 30, 2006, at 4:00 P.M.

The Speaker of the House declared the House adjourned until 4:00 P.M., Tuesday, May 30, 2006.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices**Committee on Commerce**

Will meet at: 3:00 P.M. Date: May 30, 2006

Location: Committee Room 1

HB 893 PINAC BUILDING CODES Adds the State Uniform Construction Code to the Uniform Standards Code for Manufactured Housing

GIL PINAC
Chairman

Weekly Committee Schedules

The following committees posted weekly committee schedules as follows:

Weekly Committee Schedule**HOUSE OF REPRESENTATIVES****Committee on Administration of Criminal Justice**

Wednesday, May 31, 2006
Committee Room No. 6

INSTRUMENTS TO BE HEARD:

NO MEETING IS SCHEDULED

Thursday, June 1, 2006

INSTRUMENTS TO BE HEARD:

NO MEETING IS SCHEDULED

DANIEL R. MARTINY
Chairman

Weekly Committee Schedule**HOUSE OF REPRESENTATIVES****Committee on Education**

Wednesday, May 31, 2006
Committee Room No. 1
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HB 163

WALSWORTH SCHOOLS/FINANCE-MFP (Constitutional Amendment) Authorizes the legislature to provide by law relative to the MFP formula annually developed and adopted by BESE

CARL CRANE
Chairman

Weekly Committee Schedule**HOUSE OF REPRESENTATIVES****Committee on Health and Welfare**

Wednesday, May 31, 2006
Committee Room No. 5
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HB 337

GUILLORY, M. ELDERLY Requires federal criminal history checks and elder abuse training for nonlicensed persons and licensed ambulance personnel

SB 19

MCPHERSON MEDICAID Allows Medicaid providers to donate to charitable pharmacies.

SB 48

FONTENOT HEALTH CARE Relative to legend drugs.

SB 451

BROOME HEALTH CARE Provides for disclosure by those who provide information or

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recommend lifestyle modifications, food, dietary supplements, or homeopathic remedies.

SB 570 HINES HEALTH CARE To provide for the protection of rural hospitals and to ensure ethical referral practices by physicians.

SB 588 MCPHERSON HEALTH/HOSPITALS DEPT Provides for the licensing of adult residential care services. (gov sig) (2/3-CA7s2.1(A))

SB 624 MCPHERSON MENTAL HEALTH Makes provisions to add nurse practitioner and psychiatric Mental Health Nurse Practitioner relative to mental health law.

SB 679 MCPHERSON HEALTH CARE Defines "pharmacy collaborative drug therapy management."

SB 680 MCPHERSON NURSES Amends the definition of "practice of practical nursing" with respect to directing and supervising certain activities of subordinate personnel.

SB 682 MCPHERSON NURSING HOMES Provides for certified medication attendants in licensed nursing facilities and adult residential care providers. (gov sig)

SB 742 MARIONNEAUX ENVIRONMENTAL HEALTH Prohibits and penalizes smoking in public buildings, schools, other public places, and inside places of employment. (1/1/07)

SYDNIE MAE DURAND
Chairman

Weekly Committee Schedule

HOUSE OF REPRESENTATIVES

Committee on House and Governmental Affairs

Wednesday, May 31, 2006
Committee Room No. 2
1:00 P.M.

INSTRUMENTS TO BE HEARD:

HB 416 CARTER, K. INSURANCE COMMISSIONER Provides for the appointment by the governor of the commissioner of insurance in lieu of election

HR 2 CROWE HOUSE/RULES Prohibits a member from changing his vote after the reading and adoption of the Journal for the legislative day that the vote occurred

HR 11 HEBERT HOUSE/RULES Provides that the motion for final passage, to concur in Senate amendments, or to adopt a conference committee report on the Capital Outlay Bill is not in order under certain circumstances

HR 14 HEBERT HOUSE/RULES Provides for the membership of the conference committee on the General Appropriation Bill and on the Capital Outlay

HR 31 HEBERT HOUSE/RULES Provides for the membership of the Committee on Appropriations

CHARLES D. LANCASTER, JR.
Chairman

Weekly Committee Schedule

HOUSE OF REPRESENTATIVES

Committee on Insurance

Wednesday, May 31, 2006
Committee Room No. 3
9:00 A.M.

INSTRUMENTS TO BE HEARD:

HB 157 CARTER, K. SUNSET LAW Re-creates the Department of Insurance

HB 1319 RICHMOND INSURANCE/AUTOMOBILE Removes the option to exclude the named insured from motor vehicle liability coverage.

HB 1358 CARTER, K. INSURANCE CLAIMS Provides insureds with a private cause of action for certain acts

SB 620 MURRAY INSURANCE CLAIMS Increases penalties for insurers who fail to timely pay claims.

SB 670 LENTINI INSURERS Allows domestic life insurers to invest in real estate investment trust.

SB 685 ELLINGTON INSURANCE POLICIES Prohibits an insurer from assuming the legal title of a motor vehicle unless the insurer assumes any covered towing and storage charges which are owed pursuant to the insurance policy.

SB 693 ADLEY INSURANCE RATES Repeals authority for the ten percent rate increases without approval from the Louisiana Insurance Rating Commission.

SB 707 MURRAY INSURANCE CLAIMS Provides for damages for the breach of a good faith duty to settle an insurance claim.

SB 732 CAIN PROPERTY INSURANCE Changes the membership and the duties of the board of directors of the Louisiana Citizens Property Insurance Corporation. (gov sig)

KAREN CARTER
Chair

Weekly Committee Schedule

HOUSE OF REPRESENTATIVES

Committee on Judiciary

Thursday, June 1, 2006
Committee Room No. 1
9:00 A.M.

INSTRUMENTS TO BE HEARD:

HCR 232 POWELL, M. HOMELAND SECURITY Urges and directs the Governor's Office of Homeland Security and Emergency Preparedness to promptly and timely pay ambulance services for services rendered

- HB 1245 FARRAR COURTS/APPELLATE** Eliminates requirement that state supreme court approve reimbursement of expenses of judges of courts of appeal from collected fees
- HB 1292 DORSEY CLERKS OF COURT** Provides for the election, term of office, and salary of the clerk of the Baton Rouge City Court
- SB 49 MARIONNEAUX COURTS** Requires all opinions of the state supreme court and courts of appeal to be published.
- SB 73 LENTINI CRIMINAL PROCEDURE** Provides for representation to state employees in criminal cases. (gov sig)
- SB 101 MCPHERSON ALCOHOLIC BEVERAGES** Increases penalties for the sale of alcoholic beverages to minors.
- SB 156 ELLINGTON COURTS** Increases the jurisdictional limit for civil suit filing in the City Court of Winnsboro to \$25,000.
- SB 159 ELLINGTON JUVENILE JUSTICE** Provides for the transitioning of adjudicated juveniles in Franklin Parish.
- SB 169 CHAISSON COURTS** Provides for court reporter fees for the Twenty-Ninth Judicial District Court.
- SB 214 MURRAY COURTS** Provides for the amount of fines a municipal court can impose for certain violations.
- SB 226 GAUTREAUX, N. LAW ENFORCEMENT** Repeals mandatory age requirement for constables to retire. (gov sig)
- SB 338 AMEDEE JUDGES** Provides with respect to rendition of judgments.
- SB 428 AMEDEE JUDGES** Revises the level at which district, juvenile, and family court judges are authorized to receive insurance premium payments, and also authorizes parish, city, municipal, and traffic court judges to receive such payments.
- SB 617 MARIONNEAUX ATTORNEYS** Provides for restrictions on attorney advertising.
- SB 622 ELLINGTON GROUP INSURANCE** Requires premium costs of group insurance be paid from Sheriff's General Fund for any retired sheriff or deputy sheriff who has retired from the Franklin Parish sheriff's office.
- SB 643 THEUNISSEN COURTS** Increases authorization for imposition of court costs on a criminal defendant who is convicted, who pleads guilty, or who forfeits bond in the 38th Judicial District Court.
- SB 739 BOASSO TELECOMMUNICATIONS** Provides a governance structure for planning, implementing, and maintaining a Statewide Communications Interoperability Plan. (gov sig)

JOSEPH F. TOOMY
Chairman

Weekly Committee Schedule

HOUSE OF REPRESENTATIVES

Committee on Labor and Industrial Relations

Thursday, June 1, 2006
Committee Room No. 5
9:00 A.M.

INSTRUMENTS TO BE HEARD:

- HB 143 GRAY LABOR** Provides relative to parental leave for school-related activities
- HB 145 GRAY LABOR** Provides for school activities related to leave for parents or legal guardians
- HB 880 HUNTER WORKERS COMPENSATION** Provides for medical services agreements in workers' compensation
- HB 711 HUNTER WORKERS COMPENSATION** Creates an ombudsmen program within the Office of Workers' Compensation Administration
- HB 1263 MCVEA WORKERS COMPENSATION** Provides for medical services agreements in workers' compensation
- HB 1352 HEBERT VETERANS** Creates the Jobs for Veterans Act
- SB 412 DARDENNE CHILDREN** Provides for trusts involving minors rendering artistic or creative services.
- SB 744 NEVERS UNEMPLOYMENT COMP** Provides for reimbursement of unemployment compensation benefits charged to state and local governments and eligible nonprofit organizations during a gubernatorially declared disaster or emergency. (gov sig)

WILLIE HUNTER, JR.
Chairman

Weekly Committee Schedule

HOUSE OF REPRESENTATIVES

Committee on Municipal, Parochial and Cultural Affairs

Thursday, June 1, 2006
Committee Room No. 6
9:30 A.M.

INSTRUMENTS TO BE HEARD:

- SB 122 MURRAY MUNICIPALITIES** Provides that preference be given to reemployment of municipal employees that were displaced by the hurricanes. (gov sig)
- SB 181 JONES MUNICIPALITIES** Provides for sale of property adjudicated to the city of Monroe. (gov sig)
- SB 204 CHEEK LOCAL EMPLOYEES** Provides with respect to financial security for survivors of certain law enforcement officers and firemen.

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- SB 245** **MICHOT TAX/LOCAL** Authorize certain parishes to increase their sales tax by one percent. (7/1/06)
- SB 468** **SCHEDLER HOSPITALS** Provides relative to the contracting authority of the boards of St. Tammany Parish Hospital Service District No. 1 and St. Tammany Parish Hospital Service District No. 2.
- SB 469** **SCHEDLER SPECIAL DISTRICTS** Renames the East St. Tammany Events Center District to the Northshore Harbor Center District and provides for certain changes.
- SB 601** **GAUTREAUX, N. MUSEUMS** Establishes the La. Military Hall of Fame and Museum as a facility in Abbeville under the jurisdiction of the Dept. of State.
- SB 639** **NEVERS SPECIAL DISTRICTS** Creates the Washington Parish Economic Development District. (gov sig)
- SB 640** **DUPLESSIS PUBLIC PROPERTY** Authorizes political subdivisions to sell surplus movable property on the Internet.
- SB 658** **ROMERO, C. CIVIL SERVICE** Provides for continuance of certain municipal fire and police civil service systems under certain circumstances. (gov sig) (2/3-CAXs18)
- SB 663** **GAUTREAUX, N. LIBRARIES** Provides for the board membership of the Vermilion Parish Library Board of Control and authorizes the board to administer and account for library funds. (1/1/07)
- SB 684** **DUPLESSIS SPECIAL DISTRICTS** Provides with respect to the board membership and authority of the New Orleans Regional Business Park. (gov sig)
- SB 699** **BAJOIE PUBLIC BUILDINGS/GROUNDS** Extends the existence of the Rev. Avery C. Alexander Memorial Commission. (gov sig)
- SB 709** **MURRAY LOCAL AGENCIES** Provides for additional commissioners for, and preparation and implementation of, community improvement plans by the New Orleans Redevelopment Authority. (gov sig)

ERNEST BAYLOR, JR.
Chairman

Weekly Committee Schedule

HOUSE OF REPRESENTATIVES

Committee on Natural Resources

Wednesday, May 31, 2006
Governor's Press Room
State Capitol, 4th Floor
12:00 P.M.

INSTRUMENTS TO BE HEARD:

Presentation of the Annual Coastal Protection Plan for FY 2006-2007:

Johnny Bradberry, Secretary, DOTD
Scott Angelle, Secretary, DNR

Sidney Coffee, Director, Coastal Protection and Restoration Authority

WILFRED PIERRE
Chairman

Weekly Committee Schedule

HOUSE OF REPRESENTATIVES

Committee on Retirement

Thursday, June 1, 2006
Committee Room No. 4
9:30 a.m.

INSTRUMENTS TO BE HEARD:

HB 44

MONTGOMERY RETIREMENT/DROP Allows a member of the Teachers' Retirement System of Louisiana participating in the Deferred Retirement Option Plan to rescind such participation under certain circumstances)

M.P. SCHNEIDER III
Chairman

THESE SCHEDULES ARE TENTATIVE ONLY. LEGISLATIVE INSTRUMENTS MAY BE ADDED OR DELETED PRIOR TO MEETING DATE. SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.